

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

United States of America,	)	
	)	
v.	)	CRIMINAL ACTION NO.
	)	1:09-CR-490
The Public Warehousing Company	)	
K.S.C., a/k/a Agility,	)	
	)	
Defendant.	)	
	)	

**DEFENDANT’S MOTION FOR CONTINUANCE  
OF INITIAL APPEARANCE AND ARRAIGNMENT AND  
SUPPLEMENTED CORPORATE DISCLOSURE STATEMENT**

A hearing for initial appearance and arraignment in this matter is currently scheduled for 10:00 a.m. on Tuesday, December 1, 2009 before the Honorable Linda Walker. The government has attempted to serve Defendant The Public Warehousing Company, K.S.C., a/k/a Agility (“PWC”), a Kuwaiti company, by service on its United States subsidiary. There is a question as to whether such attempted service is adequate and sufficient. Accordingly, PWC requests a continuance so that the parties may attempt to resolve that issue.

PWC moves to continue the initial appearance to 2:00 p.m. on Tuesday, December 15, 2009 before the Honorable Gerrilyn G. Brill.

The United States does not object to this continuance.

Additionally, pursuant to Rule 12.4 of the Federal Rules of Criminal Procedure, PWC amends its prior disclosure under that rule and identifies the following as any parent corporation or publicly held corporation that owns 10% or more of PWC's stock:

- a. National Real Estate Co.; and
- b. Public Institution For Social Security (Government of Kuwait pension service).

A proposed order is attached.

Dated: November 25, 2009

Respectfully submitted,

s/Richard H. Deane, Jr.  
Richard H. Deane, Jr.  
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Attorney for Defendant

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	)	
Defendant.	)	
	)	

**PROPOSED ORDER**

Upon good cause having been shown, initial appearance and arraignment in this matter is rescheduled to 2:00 p.m. on Tuesday, December 15, 2009 before the Honorable Gerrilyn G. Brill.

SO ORDERED, this the \_\_\_\_ day of November, 2009.

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The Honorable Linda T. Walker, Magistrate  
Judge for the United States District Court of  
the Northern District of Georgia

CERTIFICATE OF SERVICE

I hereby certify that on this day I have caused a copy of the foregoing document to be electronically filed with the Clerk of Court using the CM/ECF system, which will automatically send email notification of such filings to the following attorneys of record:

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U.S. Department of Justice  
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Atlanta, Georgia 30303  
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This 25th day of November, 2009.

s/Richard H. Deane, Jr.  
Richard H. Deane, Jr.